

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

**CONSUELA BINGHAM, STEVE BINGHAM,
AND BOBBY JOENATHAN MARSHALL BINGHAM,
A MINOR BY AND THROUGH HIS PARENTS AND
NEXT FRIENDS CONSUELA AND STEVE BINGHAM**

PLAINTIFFS

VS.

CIVIL ACTION NO.: 1:05CV220-D-D

**WEBSTER COUNTY, MISSISSIPPI;
WEBSTER COUNTY JAIL; DEPUTY SHERIFF
CALVIN ROBINSON, INDIVIDUALLY AND IN
HIS OFFICIAL CAPACITY; SHERIFF REUBEN
MCCLUSKEY, INDIVIDUALLY AND IN HIS OFFICIAL
CAPACITY; THE WEBSTER COUNTY SHERIFF'S
DEPARTMENT; THE UNIDENTIFIED JOHN DOE DEFENDANTS
1-10, IN THEIR INDIVIDUAL AND OFFICIAL CAPACITIES;
THE CITY OF EUPORA, MISSISSIPPI; UNIDENTIFIED
JOHN DOE DEFENDANTS 11-20, IN THEIR INDIVIDUAL AND
OFFICIAL CAPACITIES**

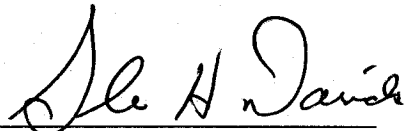
DEFENDANTS

**ORDER GRANTING IN PART AND DENYING IN PART DEFENDANTS' MOTIONS
FOR SUMMARY JUDGMENT**

Pursuant to an opinion issued this day, it is hereby **ORDERED** that Defendant City of Eupora's Motion for Summary Judgment [docket entry. no. 80] is **GRANTED**. Defendant Webster County's Motion for Summary Judgment [docket entry no. 83] is **GRANTED** as to Plaintiffs' claims of racial discrimination, Title VII violation, false imprisonment and/or the denial of bail, unconstitutional conditions of confinement, and all State law claims. Defendant Webster County's Motion for Summary Judgment is **GRANTED** as to all claims brought by Steve Bingham and those brought on behalf of Bobby Joenathan Marshall Bingham. Summary judgment is **DENIED** as to Consuela Bingham's claims for the denial of medical care and related

failure to supervise, and these claims shall proceed against Webster County, Sheriff Reuben McCluskey, and Deputy Sheriff Calvin Robinson.

SO ORDERED, this the 1st day of October, 2007.


GLEN H. DAVIDSON
SENIOR U.S. DISTRICT JUDGE